



FISCAL MEMORANDUM

HB 715 - SB 694

March 14, 2022

SUMMARY OF BILL AS AMENDED (015728): Defines hemp concentrate as any concentrate with a delta-9 tetrahydrocannabinol (THC) concentration of not more than 5 percent, derived solely from hemp for purposes of reconstitution into consumer products with a THC concentration on not more than 0.3 percent. Creates an exception to the stop movement order or written destruction order authority of the Commissioner of the Department of Agriculture (TDA) regarding hemp transported with a THC concentration greater than 0.3 percent on a dry weight basis, by creating a presumption that the person in possession was transporting hemp concentrate product from the location where the concentrate was produced to a location where such concentrate was to be reconstituted into consumer products with a THC concentration of not more than 0.3 percent. Requires that any person transporting such hemp concentrate maintain proof of a grower's license issued from the TDA within the transport vehicle. Requires the TDA to provide, on at least a quarterly basis, a list of licensees to the Department of Safety, for the Department of Safety's publication on its website.

FISCAL IMPACT OF BILL AS AMENDED:

NOT SIGNIFICANT

Assumptions for the bill as amended:

- This legislation will authorize the transportation of a THC concentrate derived from hemp that is currently above the legal concentration level. It is assumed that this legislation will result in no significant impact on current incarceration levels, but rather, only allow for transportation between separate hemp processing and production facilities.
- It is assumed that any law enforcement authority can confirm whether the person transporting hemp concentrate is legally authorized to do so, utilizing existing resources of state government or the respective local government.
- Based on information provided by the TDA, this legislation will have no significant impact on state government. Any impact on the Department of Safety's operations will be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The script is cursive and fluid, with the first name "Krista" being the most prominent.

Krista Lee Carsner, Executive Director

/jb